

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/653,555
Applicant : William O. Mattick, et al.
Filed : September 1, 2000
Title : COMMUNICATION SYSTEM AND METHOD FOR
SUSTAINING THE ENVIRONMENT BY USING THE INTERNET

Art Unit : 3625
Examiner : Jeffrey A. Smith

Docket No. : 1807.3009.002

Mail Stop AMENDMENT
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Honorable Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

Suzanne J. Willis
Suzanne J. Willis
Date: 1-24-05

DECLARATION OF WILLIAM MATTICK UNDER 37 CFR §1.132

I, William Mattick, declare as follows:

1. I am one of the co-inventors of the subject patent application.
2. I graduated with a BSE degree in Materials Science in 1968 and an MSE degree in Metallurgical Engineering in 1970; both degrees were awarded by the University of Michigan, Ann Arbor, MI.
3. I have worked in the field of automotive engineering and management for approximately 40 years.
4. I have worked in the field of environmental data processing for approximately 6 years.
5. I am presently President and CEO of AMES Award LLC; an environmental performance measurement and marketing company dedicated to identifying and communicating to consumers brands/models that provide the best environmental performance in a particular product or service class.
6. With my education and experience, I am familiar with the skills, education, and experience that people have in the field of environmental data processing.
7. A person of ordinary skill in the relevant art of environmental data processing usually has at least a bachelor's degree in at least one of engineering, science, and business, and often has a masters or Ph.D., with about 10 to 20 years of work experience.

8. A step of developing a forecast of sales is discussed and claimed in the subject patent application.


9. A person of ordinary skill in the relevant art could easily rely on their education and work experience to make and use the inventions described and claimed in the subject patent application, including the step of developing sales forecasts, with very little to no experimentation.

10. Such a person of ordinary skill will readily recognized that such sales forecasts may be developed in a variety of ways, including obtaining them directly from a manufacturer or indirectly from trade groups or a government agency based on manufacturer submissions, by estimating them "in house", or by outsourcing the estimation to an econometric firm or the like to provide the forecast. Such econometric firms are widely known by those of ordinary skill in the art to provide sales forecasts and such firms include WardsAuto, R. L. Polk, AutoPacific, J.D. Power, just to name a few. Basically, sales forecasts are a commodity, readily available from government sources, third parties, and sometimes the manufacturers themselves upon request or upon review of manufacturer publications.

11. All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001 and that such willful false statements may jeopardize the validity of my patent application or any patents issuing therefrom.

01/20/05

Date



William Mattick

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Suzanne J. Wills
 Suzanne J. Wills
 Date: 1-24-05

DECLARATION OF LAWRENCE RANKA UNDER 37 CFR §1.132

I, Lawrence Ranka, declare as follows:

1. I am one of the co-inventors of the subject patent application.
2. I graduated with a degree in Automotive Engineering and Technology from Western Michigan University in 1967 and an MBA degree from Eastern Michigan University in 1972.
3. I have worked in the field of automotive engineering, marketing, and regulation for approximately 40 years, including employment with the U.S. Environmental Protection Agency.
4. I have worked in the field of environmental data processing for approximately 10 years.
5. I am presently Executive Vice President & CCO of AMES Award LLC; an environmental performance measurement and marketing company dedicated to identifying and communicating to consumers brands/models that provide the best environmental performance in a particular product or service class.
6. With my education and experience, I am familiar with the skills, education, and experience that people have in the field of environmental data processing.
7. A person of ordinary skill in the relevant art of environmental data processing usually has at least a bachelor's degree in at least one of engineering, science, and business, and often has a masters or Ph.D., with about 10 to 20 years of work experience.

8. A step of developing a forecast of sales is discussed and claimed in the subject patent application.

9. A person of ordinary skill in the relevant art could easily rely on their education and work experience to make and use the inventions described and claimed in the subject patent application, including the step of developing sales forecasts, with very little to no experimentation.

10. Such a person of ordinary skill will readily recognized that such sales forecasts may be developed in a variety of ways, including obtaining them directly from a manufacturer or indirectly from trade groups or a government agency based on manufacturer submissions, by estimating them "in house", or by outsourcing the estimation to an econometric firm or the like to provide the forecast. Such econometric firms are widely known by those of ordinary skill in the art to provide sales forecasts and such firms include WardsAuto, R. L. Polk, AutoPacific, J.D. Power, just to name a few. Basically, sales forecasts are a commodity, readily available from government sources, third parties, and sometimes the manufacturers themselves upon request or upon review of manufacturer publications.

11. All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001 and that such willful false statements may jeopardize the validity of my patent application or any patents issuing therefrom.

1/20/05

Date

Lawrence Ranka

Lawrence Ranka